IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 10.02.2010

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THE HONOURABLE MR. JUSTICE R. SUDHAKAR

W.P.Nos.1245 of 2006

V.KOTHANDARAMAN [PETITIONER]

Vs

1 THE SECRETARY TO GOVT
HOME (POLICE 1-A)DEPT. FORT ST.GEORGE
CHENNAI-9.

2 THE DY. INSPECTOR GENL. OF
POLICE, THANJAVUR RANGE, THANJAVUR.

3 THE DIRECTOR GENL.OF POLICE
CHENNAI 4. [RESPONDENTS]

PRAYER: Original Application No.5104 of 1999 was filed before the Tamil Nadu Administrative Tribunal, Madras Bench to direct the respondent to consider the claim of the petitioner for inclusion of his name in the panel of Additional Supdt. of Police category I fit for promotion as Supdt. of Police Non-cadre for the year 1998-99 issued by the 1st respondent in G.O.Ms.No.1322 Home Police 1A Dept. dt. 22.9.98 without reference to the proceedings of the Director General of Police, Tamilnadu, the 3rd respondent herein, in his reference Rc.No.Cr.I(2)/259699/95 dt. 10.3.1998 and promote him as Supdt. of Police and grant him all consequential service and monetary benefits par with juniors. Since the Tamil Nadu Administrative Tribunal was abolished, the O.A was received by transfer and numbered as Writ Petition.

For Petitioner ... Mr.K.Venkataraman

For Respondents ... Mr.B.Vijay, Govt. Advocate

O R D E R

Original Application No.5104 of 1999 was filed before the Tamil Nadu Administrative Tribunal, Madras Bench to direct the respondent to consider the claim of the petitioner for inclusion of his name in the panel of Additional Superintendent of Police category I fit for promotion as Superintendent of Police Non-cadre for the year 1998-1999 issued by the 1st respondent in G.O.Ms.No.1322 Home Police 1A Department dated 22.9.1998 without reference to the proceedings of the Director General of Police Tamilnadu/the 3rd respondent herein in his reference Rc.No.Cr.I(2)/259699/95 dt. 10.3.1998 and promote him as Superintendent of Police and grant him

all consequential service and monetary benefits. Since the Tamil Nadu Administrative Tribunal was abolished, O.A was received by transfer and numbered as Writ Petition.

2.The petitioner, Additional Superintendent of Police filed Original Application in the year 1999 seeking the relief as stated above.

3.A reply affidavit has been filed by the respondent stating that the disciplinary proceedings were concluded and orders are awaited. It is further stated that subject to the result of the disciplinary proceedings, consequential service and monetary benefits would be granted to the petitioner on par with his juniors. The age of the petitioner was 57 years at the time of filing the original application.

4.The present status of the disciplinry proceedings initiate against the petitioner is not known. If the petitioner's name was included in the panel, he would have got consequential benefits. If the disciplinary proceedings goes against the petitioner, the petitioner has to pursue the same in accordance with law. In such view of the matter, no relief can be granted in this writ petition as of now, when details are not furnished by either side. Therefore, the writ petition stands dismissed. No costs.

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To

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